

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

BAVARIAN NORDIC A/S and  
ANTON MAYR,

Plaintiffs,

C.A. No. 05-614-SLR

V.

ACAMBIS INC. and  
ACAMBIS PLC,

Defendants.

## NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that Bavarian Nordic A/S and Anton Mayr, the plaintiffs in the above-captioned action, hereby appeal to the United States Court of Appeals for the Third Circuit from the Court's Judgment in a Civil Case, docketed May 16, 2007 (D.I. 157), as well as the Memorandum Opinion (D.I. 155) and Order (D.I. 156) dated May 15, 2007, granting defendants' motion for summary judgment.

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May 17, 2007

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**CERTIFICATE OF SERVICE**

I, Karen L. Pascale, Esquire, hereby certify that on May 17, 2007, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

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I further certify that on May 17, 2007, I caused a copy of the foregoing document to be served on the above-listed counsel and on the following non-registered participants in the manner indicated:

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